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Attorneys for Plaintiff
Morgan Stanley DW Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA - OAKLAND

Morgan Stanley DW Inc.,
a corporation,

Plaintiff,

v.

Rosemary Johnson, an individual,
Defendant.

CASE NO. CV07-00760 CW

Assigned to Hon. Claudia Wilken
Courtroom 2

**STIPULATION RE ENTRY OF
PRELIMINARY INJUNCTION AND
ORDER THEREON**

STIPULATION

Plaintiff Morgan Stanley DW Inc. ("Morgan Stanley") and defendant Rosemary Johnson ("Johnson" or "Defendant") hereby stipulate and agree as follows:

1. The parties hereby agree to the Court's entry of the following preliminary injunction:

[PROPOSED] PRELIMINARY INJUNCTION

Based on the parties' Stipulation above, **IT IS HEREBY ORDERED AND DECREED THAT:**

A. A preliminary injunction shall be issued immediately. Defendant is hereby enjoined and restrained, directly or indirectly, whether acting alone or in concert with others, including any officer, agent, representative, and/or employee of Defendant's new employer, Cochrane & Associates, from:

1. Soliciting any business from any client or customer whom Defendant served as a sales assistant during her employment with Morgan Stanley, or any other customer or client of Morgan Stanley whose name became known to Defendant while in the employ of Morgan Stanley;

2. Contacting for business purposes, whether in person, through others, by telephone or in writing, any client or customer of Morgan Stanley whom Defendant served as a sales assistant during her employment with Morgan Stanley or whose name became known to Defendant while employed by Morgan Stanley; and

3. Using, disclosing, or transmitting for any purpose (including but not limited to the solicitation of said clients or customers), any information contained in the records of Morgan Stanley, including but not limited to the names, addresses, and financial information of said clients or customers.

B. Within 48 hours of entry of this Order by the Court, Defendant is hereby required to return to Morgan Stanley's counsel, Patrick J. Folan, all originals, copies, or other reproductions, in any form whatsoever, of any document or other form of recorded Morgan Stanley information, and to purge and destroy any computerized record of Morgan Stanley that is within Defendant's possession, custody or control.

C. In view of the nature of the controversy and Morgan Stanley's financial condition, a bond is deemed to be unnecessary.

This Order shall remain in full force and effect until April 8, 2007.

DATED: February 7, 2007

ST. JOHN, WALLACE, BRENNAN
& FOLAN LLP

By: _____
Patrick J. Folan (State Bar #125340)
Attorneys for Plaintiff Morgan Stanley DW Inc.

DATED: February 7, 2007

STEEFEL LEVITT & WEISS

By: _____
Michael D. Early (State Bar #111459)
Attorneys for Defendant Rosemary Johnson

IT IS SO ORDERED.

2/8/07

Dated: _____



Hon. Claudia Wilken
United States District Court Judge